

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANT: BHATTACHARYA, Sampad; GUMMUDAVELLI, Sridhar; JOSHI, Mayank

SERIAL NO.: 10/563,631

ART UNIT: 1618

FILED: January 6, 2006

EXAMINER: Westerberg, N. M.

TITLE: EXTENDED RELEASE OSMO-MICROSEALED FORMULATION

RESPONSE "A"

Director of the U.S. Patent  
and Trademark Office  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

In response to the Office Action of February 28, 2008, having a response being due with a shortened statutory period for response set to expire on by March 28, 2008, please consider the following remarks:

REMARKS

In the Official Action, Restriction was required between the two (2) inventions identified in the original application. In particular, Restriction was required between the subject matter of Group I, namely Claims 1 - 40 as drawn to an extended release osmo-microsealed formulation of venlafaxine; and Group II, namely Claims 41 - 48 as drawn to a process of preparing an extended release osmo-microsealed formulation .

Applicant herein elects the subject matter of Group I, namely Claims 1 - 40, as drawn to an extended release osmo-microsealed formulation of venlafaxine. Applicant reserves the right to take

such other measures as may be appropriate, such as the filing of a divisional application, so as to protect the subject matter of the non-elected invention.

An Official Action on the merits is in order and such is respectively requested.

Respectfully submitted,

<u>March 26, 2008</u>	<u>/Andrew W. Chu/</u>
Date	John S. Egbert Reg. No. 30,627 Andrew W. Chu Reg. No. 46,625
Customer No. 24106	Attorney for Applicant Egbert Law Offices PLLC 412 Main Street, 7 <sup>th</sup> Floor Houston, Texas 77002 (713)224-8080 (713)223-4873 fax

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CERTIFICATE OF MAILING UNDER 37 CFR 1.8(a)

Commissioner for Patents  
P. O. Box 1450  
Alexandria, VA 22313-1450

Sir:

I hereby certify that the attached correspondence comprising:

RESPONSE "A"

is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to:

Commissioner for Patents  
P. O. Box 1450  
Alexandria, VA 22313-1450

or by electronic filing on March 26, 2008.

Respectfully submitted,

March 26, 2008

/Andrew W. Chu/

Date

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